

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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ERNESTO and DIANA MIRANDA,

08 CV 4231

08 CV 5509

Plaintiffs,

-against-

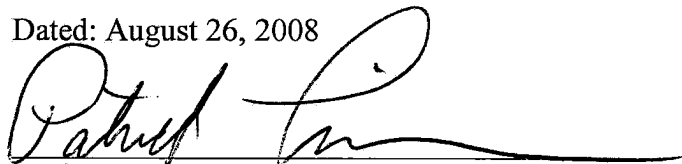
**MOTION TO DISMISS
GE AVIATION SYSTEMS, LLC**

ABEX CORPORATION, et al,

Defendants.
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COME NOW Plaintiffs Ernesto and Diana Miranda and state that Plaintiffs no longer intend to pursue any claims against Defendant GE Aviation Systems, LLC. Therefore, pursuant to Fed.R.Civ.P. § 41(a)(2), Plaintiffs request that the Court dismiss GE Aviation Systems, LLC from this action.

Dated: August 26, 2008



Patrick J. Timmins, Esq.

Levy Phillips & Kongsberg

800 Third Ave

13th Floor

New York, NY 10022

Counsel for Plaintiffs Ernesto and Diana Miranda

SO ORDERED this _____ day of _____ 2008.

Judge Shira A. Scheindlin

CERTIFICATE OF SERVICE

I, Patrick Timmins, a member of this Court, hereby certify that on this 27th day of August, 2008 I caused a true and correct copy of Motion to Dismiss GE Aviation Systems, LLC to be served electronically on all counsel of record in this matter.

/s/
Patrick Timmins